

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**UNITED STATES OF AMERICA** : **CRIMINAL NO. 06-729**

**v.** : **DATE FILED: \_\_\_\_\_**

**MICHAEL PURNELL** : **VIOLATION:**  
**FRANK HARVIN** : **18 U.S.C. § 371**  
**SALVATORE NEWSUAN** : **(conspiracy to commit wire fraud and**  
**PAUL COOPER** : **identity theft - 1 count)**  
**MARGARET SMITH** : **18 U.S.C. § 1343**  
**VENETTA HAYES** : **(wire fraud - 8 counts)**  
: **18 U.S.C. § 1028(a)(7)**  
: **(identity theft involving interstate**  
: **commerce - 21 counts)**  
: **18 U.S.C. § 1028A(a)(1)**  
: **(aggravated identity theft - 21 counts)**  
: **18 U.S.C. § 2**  
: **(aiding and abetting)**  
: **Notice of forfeiture**

**SUPERSEDING INDICTMENT**

**COUNT ONE**

**THE GRAND JURY CHARGES THAT:**

1. From in or about April 2005 through in or about September 2006, in the Eastern District of Pennsylvania and elsewhere, defendants

**MICHAEL PURNELL,  
FRANK HARVIN,  
SALVATORE NEWSUAN,  
PAUL COOPER,  
MARGARET SMITH, and  
VENETTA HAYES,**

conspired and agreed, together and with Barry Greene, a/k/a “Reggie,” Noel Davis, a/k/a “Peaches,” Valerie Russ, charged elsewhere, and others known to the grand jury, to commit

offenses against the United States, that is, wire fraud and identity theft, in violation of Title 18, United States Code, Sections 1343 and 1028(a)(7).

### MANNER AND MEANS

2. It was part of the conspiracy that defendant **MICHAEL PURNELL** obtained stolen identity information and used that information to obtain credit cards and identity documents which he passed to others to obtain credit and buy merchandise.

It was further part of the conspiracy that:

3. Defendant **MICHAEL PURNELL** obtained stolen personal identification information, that is, the name, address, date of birth, and social security number of individuals from the Eastern District of Pennsylvania area who had not given him or any other person permission to use their personal identification information. Defendant **PURNELL** obtained the stolen personal identification of, among others, the following persons who resided in the Eastern District of Pennsylvania: E.C., L.K., E.K., J.M., M.M., J.D., J.H., F.B., M.Z., J.D., C.A., D.B., A.W., L.M., L.A., S.M., W.S., G.F., W.B., A.P., M.S., E.K., D.P., T.S., R.W., G.C., F.H. L.L., S.F., G.M., K.M., G.B., J.H., C.S., R.K. R.N., F.R., R.B., A.A., J.C., J.H., J.O., R.P., F.T., K.R., T.M., T.F, C.M., E.D., L.R., and E.M., over one-half of whom are or were members of the Philadelphia Police Department or Fire Department.

4. Defendants **MICHAEL PURNELL** and **FRANK HARVIN** recruited people, hereinafter referred to as “shoppers,” to pretend to be the people whose identity information had been stolen.

5. Per the instructions of defendant **MICHAEL PURNELL**, the shoppers, including defendants **FRANK HARVIN, SALVATORE NEWSUAN, PAUL COOPER,**

**MARGARET SMITH**, and **VENETTA HAYES**, and co-conspirators Barry Greene, a/k/a “Reggie,” Noel Davis, a/k/a “Peaches,” and Valerie Russ, obtained a photograph of themselves and gave it to defendant **PURNELL** to use in creating fraudulent identification in the name of an identity theft victim.

6. Defendant **MICHAEL PURNELL** took the photographs of these shoppers and gave it to a “printer” who created fraudulent driver’s licenses and credit cards. These licenses and credit cards were created in the name of one of the identity theft victims and included the victim’s personal information, but carried the picture of the shopper.

7. Defendant **MICHAEL PURNELL** picked up the fraudulent identity documents from the printer by meeting that person at an agreed upon location. Defendant **PURNELL** paid that person a fee. Defendant **PURNELL** sometimes sent defendants **FRANK HARVIN** or **SALVATORE NEWSUAN** to pick up the fraudulent identifications from the printer.

8. Once defendant **MICHAEL PURNELL** obtained the fraudulent identification and credit card, he or defendant **FRANK HARVIN** contacted the relevant shopper. Defendant **MICHAEL PURNELL** then gave the fraudulent identification to the shopper, and provided the shopper with instructions on where to go shopping and what to purchase.

9. Defendant **MICHAEL PURNELL**’s shoppers, defendants **FRANK HARVIN**, **SALVATORE NEWSUAN**, **PAUL COOPER**, **MARGARET SMITH**, and **VENETTA HAYES**, and co-conspirators Barry Greene, a/k/a “Reggie,” Noel Davis, a/k/a “Peaches,” and Valerie Russ, used the fraudulent identification provided by defendant **PURNELL** to apply for instant credit at various stores, including Lowes, Home Depot, WalMart,

JCPenney, Sears, Sam's Club, Zale's Jewelers, Littman/Barclay Jewelers, Gordon's Jewelers, and Whitehall Jewelers. The shopper applied for credit by pretending to be the person named on the identification cards. They provided this information to store clerks, who then wired the information to credit approval companies.

10. After approval was obtained and a credit limit established, all done in the names of the identity theft victims, defendants **FRANK HARVIN, SALVATORE NEWSUAN, PAUL COOPER, MARGARET SMITH, and VENETTA HAYES**, and co-conspirators Barry Greene, a/k/a "Reggie," Noel Davis, a/k/a "Peaches," and Valerie Russ made purchases at that store.

11. Defendants **FRANK HARVIN, SALVATORE NEWSUAN, PAUL COOPER, MARGARET SMITH, and VENETTA HAYES**, and co-conspirators Barry Greene, a/k/a "Reggie," Noel Davis, a/k/a "Peaches," and Valerie Russ represented themselves to be the people named on their identification documents when making their purchases.

12. Defendant **MICHAEL PURNELL** instructed defendants **FRANK HARVIN, SALVATORE NEWSUAN, PAUL COOPER, MARGARET SMITH, and VENETTA HAYES**, and co-conspirators Barry Greene, a/k/a "Reggie," Noel Davis, a/k/a "Peaches," and Valerie Russ as to what items he wanted purchased at the various stores.

13. Defendant **MICHAEL PURNELL** sometimes accompanied the shoppers to the various stores to oversee their purchases.

14. Defendant **MICHAEL PURNELL** sometimes sent others, including defendants **FRANK HARVIN** or **SALVATORE NEWSUAN**, to accompany the shoppers to the various stores.

15. Defendant **MICHAEL PURNELL** used various vehicles to transport the fraudulently obtained purchases from the stores where his shoppers purchased items, including a black Yukon Denali, a black Dodge Ram pick-up, a grey Cadillac, and a U-Haul truck.

16. Defendant **MICHAEL PURNELL** paid his shoppers a fee based upon how much they were able to purchase.

### **OVERT ACTS**

In furtherance of the conspiracy, defendants **MICHAEL PURNELL, FRANK HARVIN, SALVATORE NEWSUAN, PAUL COOPER, MARGARET SMITH, and VENETTA HAYES**, and co-conspirators Barry Greene, a/k/a “Reggie,” Noel Davis, a/k/a “Peaches,” and Valerie Russ, and others known and unknown to the grand jury, committed the following overt acts, among others, on or about the dates noted and at or near the locations noted, in the Eastern District of Pennsylvania and elsewhere:

#	DATE	DEFENDANTS/ CO-CONSPIRATOR	OVERT ACT
1.	4-20-05	Russ	posed as identity theft victim E.D., obtained instant credit using E.D.’s personal identity information, and purchased approximately \$3002 in goods at a Sam’s Club in Williamstown, NJ.
2.	7-2-05	SMITH	posed as identity theft victim L.R., obtained instant credit using L.R.’s personal identity information, and purchased approximately \$3274 in goods at a Sam’s Club in Williamstown, NJ.
3.	7-5-05	HARVIN	posed as identity theft victim E.C., obtained instant credit using E.C.’s personal identity information, and purchased approximately \$2921 in goods at a Sam’s Club in Langhorne, PA.
4.	7-9-05	Russ	posed as identity theft victim L.K. and attempted to

- |     |          |                   |  |
|-----|----------|-------------------|--|
| 5.  | 7-9-05   | PURNELL           | make purchases at Zales in Burlington, NJ. drove Russ to the Zales in Burlington, New Jersey for her to make illegal purchases using fraudulent identification PURNELL had provided to Russ.   |
| 6.  | 7-15-05  | HARVIN            | posed as identity theft victim E.K., obtained instant credit using E.K.'s personal identity information, and purchased approximately \$2744 in goods at a Sam's Club in Wilmington, DE.        |
| 7.  | 8-9-05   | PURNELL<br>HARVIN | accompanied co-defendant HARVIN to a Sam's Club in Pleasantville, NJ, where HARVIN unsuccessfully applied for instant credit using identity theft victim M.M.'s personal identity information. |
| 8.  | 10-14-05 | HARVIN            | posed as identity theft victim J.D., obtained instant credit using J.D.'s personal identity information, and purchased approximately \$4109 in goods at a Sam's Club in Baltimore, MD.         |
| 9.  | 11-7-05  | HARVIN            | posed as identity theft victim J.H., obtained instant credit using J.H.'s personal identity information, and purchased approximately \$2732 in goods at a Sam's Club in Baltimore, MD.         |
| 10. | 11-18-05 | HARVIN            | posed as identity theft victim F.B, obtained instant credit using F.B.'s personal identity information, and purchased approximately \$3533 in goods at a Sam's Club in East Brunswick, NJ.     |
| 11. | 11-25-05 | HAYES             | posed as identity theft victim M.Z., obtained instant credit using M.Z.'s personal identity information, and purchased approximately \$2894 in goods at a Sam's Club in East Brunswick, NJ.    |
| 12. | 12-3-05  | HARVIN            | posed as identity theft victim J.D., obtained instant credit using J.D.'s personal identity information, and purchased approximately \$3568 in goods at a Sam's Club in Freehold, NJ.          |
| 13. | 12-21-05 | Davis             | posed as identity theft victim C.A., obtained instant credit using C.A.'s personal identity information, and purchased approximately \$3784 in goods at a Sam's Club in Dover, DE.             |
| 14. | 12-24-05 | HARVIN            | posed as identity theft victim D.B., obtained instant credit using D.B.'s personal identity information, and purchased approximately \$5298 in goods at a Littman Jewelers in Voorhees, NJ.    |
| 15. | 12-29-05 | HARVIN            | posed as identity theft victim A.W., obtained instant credit using A.W.'s personal identity information,   |

16.	1-9-06	HARVIN	and purchased approximately \$1993 in goods at a Sam's Club in Pleasantville, NJ. posed as identity theft victim L.M., obtained instant credit using L.M.'s personal identity information, and purchased approximately \$2471 in goods at a Sam's Club in Secaucus, NJ.
17.	1-23-06	HARVIN	posed as identity theft victim S.M., obtained instant credit using S.M.'s personal identity information, and purchased approximately \$3583 in goods at a Sam's Club in Princeton, NJ.
18.	1-28-06	NEWSUAN	posed as identity theft victim W.S., obtained instant credit using W.S.'s personal identity information, and purchased approximately \$3026 in goods at a Sam's Club in Pleasantville, NJ.
19.	2-4-06	Greene	posed as identity theft victim A.P., obtained instant credit using A.P.'s personal identity information, and purchased approximately \$3445 in goods at a Sam's Club in Princeton, NJ.
20.	2-7-06	HARVIN	posed as identity theft victim M.S., obtained instant credit using M.S.'s personal identity information, and purchased approximately \$3999 in goods at a Littman Jewelers in Willow Grove, PA.
21.	2-22-06	HARVIN	posed as identity theft victim E.K., obtained instant credit using E.K.'s personal identity information, and purchased approximately \$2107 in goods at a Sam's Club in Dover, DE.
22.	2-25-06	HARVIN	posed as identity theft victim D.P., obtained instant credit using D.P.'s personal identity information, and purchased approximately \$1765 in goods at a Sam's Club in East Brunswick, NJ.
23.	3-10-06	HARVIN	posed as identity theft victim R.W., obtained instant credit using R.W.'s personal identity information, and purchased approximately \$6358 in goods at a Littman Jewelers in Wyomissing, PA.
24.	3-13-06	PURNELL	accompanied co-defendant HARVIN when HARVIN purchased items using instant credit obtained using G.C.'s personal identity information at a Sam's Club in Pleasantville, NJ.
25.	3-13-06	HARVIN	posed as identity theft victim G.C., and utilized instant credit obtained using G.C.'s personal identity information to purchase approximately \$2614 in goods at a Sam's Club in Pleasantville, NJ.

26.	3-18-06	Greene	posed as identity theft victim L.L., obtained instant credit using L.L.'s personal identity information, and purchased approximately \$4897 in goods at a Lowes in Wilmington, DE.
27.	3-22-06	HARVIN	posed as identity theft victim F.H., obtained instant credit using F.H.'s personal identity information, and purchased approximately \$5664 in goods at a Lowes in Princeton, NJ.
28.	4-8-06	Greene	posed as identity theft victim S.F., obtained instant credit using S.F.'s personal identity information, and purchased approximately \$1650 in goods at a Sears in Deptford, NJ.
29.	4-19-06	HARVIN	posed as identity theft victim G.M., obtained instant credit using G.M.'s personal identity information, and purchased approximately \$2176 in goods at a Sam's Club in Secaucus, NJ.
30.	4-25-06	HAYES	posed as identity theft victim K.M., obtained instant credit using K.M.'s personal identity information, and purchased approximately \$3477 in goods at a Sam's Club in Willow Grove, PA.
31.	4-25-06	HARVIN	accompanied a female who posed as identity theft victim K.M. when the female obtained instant credit using K.M.'s personal identity information, and accompanied her while she purchased approximately \$3477 in goods at a Sam's Club in Willow Grove, PA.
32.	5-14-06	Greene	posed as identity theft victim G.B., obtained instant credit using G.B.'s personal identity information, and purchased approximately \$3917 in goods at a Gordon's Jewelers in Willow Grove, PA.
33.	5-23-06	Greene	posed as identity theft victim J.H., obtained instant credit using J.H.'s personal identity information, and purchased approximately \$1489 in goods at a JCPenney in East Brunswick, NJ.
34.	5-27-06	HARVIN	posed as identity theft victim C.S., obtained instant credit using C.S.'s personal identity information, and purchased approximately \$1820 in goods at a Sam's Club in Freehold, NJ.
35.	6-7--06	Greene	posed as identity theft victim R.K. obtained instant credit using R.K.'s personal identity information, and purchased approximately \$1179 in goods at a Sears in Willow Grove, PA.
36.	6-10-06	Greene	posed as identity theft victim R.N. and used instant

- credit obtained using R.N.'s personal identity information, and purchased approximately \$2299 in goods at a Lowes in Wilmington, DE.
37. 6-23-06 COOPER posed as identity theft victim F.R., obtained instant credit using F.R.'s personal identity information, and purchased approximately \$1000 goods at a WalMart in Turnersville, NJ.
38. 6-23-06 PURNELL assisted co-defendant COOPER in using the computer kiosk at WalMart when COOPER posed as identity theft victim F.R.
39. 7-1-06 HARVIN posed as identity theft victim A.A., obtained instant credit using A.A.'s personal identity information, and purchased approximately \$500 in goods at a JCPenney in Reading, PA.
40. 7-17-06 PURNELL drove co-defendant HARVIN to the Lowes in Oakes, PA where HARVIN posed as identity theft victim J.H.
41. 7-17-06 HARVIN posed as identity theft victim J.H. and attempted to obtain instant credit using J.H.'s personal identity information at a Lowes in Oakes, PA.
42. 8-1-06 HARVIN posed as identity theft victim J.O., obtained instant credit using J.O.'s personal identity information, and purchased approximately \$1918 in goods at a Sam's Club in Freehold, NJ.
43. 8-1-06 COOPER posed as identity theft victim R.P., obtained instant credit using R.P.'s personal identity information, and purchased approximately \$2647 in goods at a Sam's Club in Langhorne, PA.
44. 8-9-06 NEWSUAN accompanied co-defendant RUSS who posed as identity theft victim F.T. when RUSS, using instant credit obtained using F.T.'s personal identity information, purchased approximately \$8559 in goods at a Lowes in Lawnside, NJ.
45. 8-10-06 HAYES posed as identity theft victim K.R., obtained instant credit using K.R.'s personal identity information, and purchased approximately \$1903 in goods at a Sam's Club in Willow Grove, PA.
46. 8-20-06 COOPER posed as identity theft victim T.M. when he attempted to obtain a line of instant credit utilizing T.M.'s personal identity information at a Lowes in West Windsor, NJ.
47. 8-20-06 NEWSUAN accompanied co-defendant COOPER who posed as identity theft victim T.M. and fled when COOPER's

48. 9-15-06 HARVIN instant credit application was denied.  
posed as identity theft victim T.F., and attempted to  
obtain instant credit using T.F.'s personal identity  
information at a Sears in Philadelphia, PA.

All in violation of Title 18, United States Code, Section 371.

## COUNTS TWO THROUGH NINE

### **THE GRAND JURY FURTHER CHARGES THAT:**

At all times material to this superseding indictment:

1. Home Depot, Sears, Zale's Jewelers, Littman/Barclay Jewelers, Gordon's Jewelers, Lowes, Sam's Club, WalMart, JCPenney, and Whitehall Jewelers were retail stores, with locations in the Eastern District of Pennsylvania and elsewhere, involved in the sale of goods in interstate commerce that provided instant credit to applicants whose credit met certain standards.

2. Citigroup was the financial institution that provided "private label" credit cards and instant credit on behalf of Home Depot, Sears, Zale's Jewelers, Littman/Barclay Jewelers, and Gordon's Jewelers stores.

3. The instant credit processing centers for Citigroup's "private label" credit cards were located in Jacksonville, Florida and Gray, Tennessee.

4. G E Finance was the financial institution that provided credit cards and instant credit on behalf of Lowes, Sam's Club, WalMart, JCPenney, and Whitehall Jewelers stores.

5. The instant credit processing center for G E Finance credit cards for Lowes, Sam's Club, WalMart, JCPenney, and Whitehall Jewelers stores was located in Alpharetta, Georgia.

6. In processing the instant credit applications, the store forwarded the personal information of the applicant shopper to the financial institution at its instant credit processing center via wire in interstate commerce. The financial institution then wired a

response to the store via wire in interstate commerce, either denying instant credit or approving instant credit and setting a credit limit.

### **THE SCHEME**

7. From in or about April 2005 through in or about September 2006, defendants

**MICHAEL PURNELL,  
FRANK HARVIN,  
SALVATORE NEWSUAN,  
PAUL COOPER,  
MARGARET SMITH, and  
VENETTA HAYES,**

devised and intended to devise a scheme to defraud stores, and to obtain property by means of false and fraudulent pretenses, representations, and promises.

### **MANNER AND MEANS**

It was part of the scheme that:

8. Paragraphs 2 through 16 of Count One are incorporated here.

9. From in or about April 2005 through in or about September 2006, defendants **MICHAEL PURNELL, FRANK HARVIN, SALVATORE NEWSUAN, PAUL COOPER, MARGARET SMITH, and VENETTA HAYES**, and co-conspirators Barry Greene, a/k/a “Reggie,” Noel Davis, and Valerie Russ, while representing themselves to be identity theft victims E.C., L.K., E.K., J.M., M.M., J.D., J.H., F.B., M.Z., J.D., C.A., D.B., A.W., L.M., L.A., S.M., W.S., G.F., W.B., A.P., M.S., E.K., D.P., T.S., R.W., G.C., F.H. L.L., S.F., G.M., K.M., G.B., J.H., C.S., R.K. R.N., F.R., R.B., A.A., J.C., J.H., J.O., R.P., F.T., K.R., T.M., T.F., C.M., E.D., L.R., and E.M., purchased approximately \$615,000 in merchandise from the

stores listed above in Paragraph 1.

10. On the dates specified below, in the Eastern District of Pennsylvania and elsewhere, defendants

**MICHAEL PURNELL,  
FRANK HARVIN,  
SALVATORE NEWSUAN,  
PAUL COOPER,  
MARGARET SMITH, and  
VENETTA HAYES,**

for the purpose of executing the scheme described above, and attempting to do so, and aiding and abetting its execution, caused to be transmitted by means of wire communication in interstate commerce signals and sounds, that is, wire communications from stores to instant credit processing centers, containing fraudulent representations about the identity of the instant credit applicant, and wire communications from the instant credit processing centers to the stores, containing approvals of instant credit and a credit limit, as more fully described below:

COUNT	DATE ON OR ABOUT	DEFENDANTS	IDENTITY THEFT VICTIM	STORE AT OR NEAR LOCATION OF SENDING WIRE TRANSMISSION	CREDIT PROCESSING CENTER LOCATION RECEIVING WIRE TRANSMISSION	APPROXIMATE VALUE OF PROPERTY FRAUDULENTLY OBTAINED
2	7-2-05	PURNELL, SMITH	L.R.	Sam's Club, Williamstown, NJ	Alpharetta, Georgia	\$3274
3	7-7-05	PURNELL	L.K.	Sam's Club, Williamstown, NJ	Alpharetta, Georgia	\$2732

4	12-21-05	PURNELL	C.A.	Sam's Club, Dover, DE	Alpharetta, Georgia	\$3784
5	1-28-06	PURNELL, NEWSUAN	W.S.	Sam's Club, Pleasantville, NJ	Alpharetta, Georgia	\$3026
6	2-7-06	PURNELL, HARVIN	M.S.	Sam's Club, Willow Grove, PA	Alpharetta, Georgia	\$3968
7	3-16-06	PURNELL	L.L.	Sears, Princeton, NJ	Jacksonville, Florida and Gray, Tennessee	\$7934
8	4-25-06	PURNELL, HAYES	K.M.	Sam's Club, Willow Grove, PA	Alpharetta, Georgia	\$3477
9	8-14-06	PURNELL, COOPER	T.M.	Sam's Club, Williams- town, NJ	Alpharetta, Georgia	\$1918

All in violation of Title 18, United States Code, Sections 1343, 1349, and 2.

**COUNTS TEN THROUGH THIRTY**

**THE GRAND JURY FURTHER CHARGES THAT:**

From in or about April 2005 through in or about September 2006, in the Eastern District of Pennsylvania, and elsewhere, defendants

**MICHAEL PURNELL,  
FRANK HARVIN,  
SALVATORE NEWSUAN,  
PAUL COOPER,  
MARGARET SMITH, and  
VENETTA HAYES,**

knowingly and without lawful authority used, and aided and abetted and willfully caused the use of, a means of identification of another person with the intent to commit, and to aid and abet, a violation of federal law, that is, wire fraud in violation of Title 18, United States Code, Section 1343, by fraudulently opening store credit card accounts in the name of the identity theft victims who resided in the Eastern District of Pennsylvania, as listed below, to obtain, and attempt to obtain, merchandise and other things of value aggregating \$1,000 or more during a one year period, and thereby affecting interstate commerce:

COUNT	DATE ON OR ABOUT	DEFENDANTS	IDENTITY THEFT VICTIM	STORE, AT OR NEAR LOCATION	APPROXIMATE VALUE OF PROPERTY FRAUDULENTLY OBTAINED
10	7-2-05	PURNELL, SMITH	L.R.	Sam's Club, Williamstown, NJ	\$3274
11	7-5-05	PURNELL, HARVIN	E.C.	Sam's Club, Langhorne, PA	\$2921

12	7-7-05	PURNELL	L.K.	Sam's Club, Williamstown, NJ	\$2732
13	10-14-05	PURNELL, HARVIN	J.D.	Sam's Club, Baltimore, MD	\$4109
14	11-25-05	PURNELL, HAYES	M.Z.	Sam's Club, East Brunswick, NJ	\$2894
15	12-21-05	PURNELL	C.A.	Sam's Club, Dover, DE	\$3784
16	12-22-05	PURNELL, HARVIN	D.B.	Sam's Club, Princeton, NJ	\$4373
17	1-28-06	PURNELL, NEWSUAN	W.S.	Sam's Club, Pleasantville, NJ	\$3026
18	2-4-06	PURNELL	A.P.	Sam's Club, Princeton, NJ	\$3445
19	2-7-06	PURNELL, HARVIN	M.S.	Sam's Club, Willow Grove, PA	\$3968
20	3-13-06	PURNELL, HARVIN	G.C.	Sam's Club, Williamstown and Pleasantville, NJ	\$2614
21	3-18-06	PURNELL	L.L.	Lowe's, Wilmington, DE	\$4897
22	4-25-06	PURNELL, HAYES	K.M.	Sam's Club, Willow Grove, PA	\$3477
23	6-7-06	PURNELL	R.K.	Sears, Willow Grove, PA	\$1179

24	6-23-06	PURNELL, COOPER	F.R.	WalMart, Turnersville, NJ	\$1000
25	7-1-06	PURNELL, HARVIN	A.A.	Sam's Club, Temple, PA	\$2733
26	7-12-06	PURNELL, NEWSUAN	J.C.	Lowes, Turnersville, NJ	\$4444
27	8-1-06	PURNELL, COOPER	R.P.	Sam's Club, Langhorne, PA	\$2647
28	8-9-06	PURNELL, NEWSUAN	F.T.	Lowes, Turnersville, and Lawnside, NJ	\$8559
29	8-10-06	PURNELL, HAYES	K.R.	Sam's Club, Willow Grove, PA	\$1903
30	8-14-06	PURNELL, COOPER	T.M.	Sam's Club, Williamstown, NJ	\$1918

All in violation of Title 18, United States Code, Sections 1028(a)(7), (b)(1)(D),

(c)(3)(A), and 2.

**COUNTS THIRTY-ONE THROUGH FIFTY-ONE**

**THE GRAND JURY FURTHER CHARGES THAT:**

From in or about April 2005 through in or about September 2006, in the Eastern District of Pennsylvania, and elsewhere, defendants

**MICHAEL PURNELL,  
FRANK HARVIN,  
SALVATORE NEWSUAN,  
PAUL COOPER,  
MARGARET SMITH, and  
VENETTA HAYES,**

knowingly and without lawful authority possessed and used, and aided and abetted and willfully caused the possession and use of, a means of identification of another person, that is, the name, social security number, and date of birth of the victims listed below, each of whom resided in the Eastern District of Pennsylvania, during and in relation to a wire fraud:

COUNT	DATE ON OR ABOUT	DEFENDANTS	IDENTITY THEFT VICTIM	STORE AT OR NEAR LOCATION	APPROXIMATE VALUE OF PROPERTY FRAUDULENTLY OBTAINED
31	7-2-05	PURNELL, SMITH	L.R.	Sam's Club, Williamstown, NJ	\$3274
32	7-5-05	PURNELL, HARVIN	E.C.	Sam's Club, Langhorne, PA	\$2921
33	7-7-05	PURNELL	L.K.	Sam's Club, Williamstown, NJ	\$2732
34	10-14-05	PURNELL, HARVIN	J.D.	Sam's Club, Baltimore, MD	\$4109

35	11-25-05	PURNELL, HAYES	M.Z.	Sam's Club, East Brunswick, NJ	\$2894
36	12-21-05	PURNELL	C.A.	Sam's Club, Dover, DE	\$3784
37	12-22-05	PURNELL, HARVIN	D.B.	Sam's Club, Princeton, NJ	\$4373
38	1-28-06	PURNELL, NEWSUAN	W.S.	Sam's Club, Pleasantville, NJ	\$3026
39	2-4-06	PURNELL	A.P.	Sam's Club, Princeton, NJ	\$3445
40	2-7-06	PURNELL, HARVIN	M.S.	Sam's Club, Willow Grove, PA	\$3968
41	3-13-06	PURNELL, HARVIN	G.C.	Sam's Club, Williamstown and Pleasantville, NJ	\$2614
42	3-18-06	PURNELL	L.L.	Lowe's, Wilmington, DE	\$4897
43	4-25-06	PURNELL, HAYES	K.M.	Sam's Club, Willow Grove, PA	\$3477
44	6-7-06	PURNELL	R.K.	Sears, Willow Grove, PA	\$1179
45	6-23-06	PURNELL, COOPER	F.R.	WalMart, Turnersville, NJ	\$1000
46	7-1-06	PURNELL, HARVIN	A.A.	Sam's Club, Temple, PA	\$2733

47	7-12-06	PURNELL, NEWSUAN	J.C.	Lowes, Turnersville, NJ	\$4444
48	8-1-06	PURNELL, COOPER	R.P.	Sam's Club, Langhorne, PA	\$2647
49	8-9-06	PURNELL, NEWSUAN	F.T.	Lowes, Turnersville, and Lawnside, NJ	\$8559
50	8-10-06	PURNELL, HAYES	K.R.	Sam's Club, Willow Grove, PA	\$1903
51	8-14-06	PURNELL, COOPER	T.M.	Sam's Club, Williamstown, NJ	\$1918

All in violation of Title 18, United States Code, Sections 1028A(a)(1), (c)(5),

and 2.

## NOTICE OF FORFEITURE

1. As a result of the violations of Title 18, United States Code, Sections 1343 and 1028(a)(7), set forth in this indictment, defendants

**MICHAEL PURNELL,  
FRANK HARVIN,  
SALVATORE NEWSUAN,  
PAUL COOPER,  
MARGARET SMITH, and  
VENETTA HAYES,**

shall forfeit to the United States of America any property constituting, and derived from, proceeds the defendants obtained directly and indirectly as the result of the violations as charged in this indictment, including, but not limited to \$615,000.

2. If any of the property subject to forfeiture, as a result of any act or omission of the defendants:
- (a) cannot be located upon the exercise of due diligence;
  - (b) has been transferred or sold to, or deposited with, a third party;
  - (c) has been placed beyond the jurisdiction of the Court;
  - (d) has been substantially diminished in value; or
  - (e) has been commingled with other property which cannot be divided without difficulty;

it is the intent of the United States, pursuant to Title 28, United States Code, Section 982(b), incorporating Title 21, United States Code, Section 853(p), to seek forfeiture of any other

property of the defendants up to the value of the property subject to forfeiture.

All pursuant to Title18, United States Code, Section 982(a)(2).

**A TRUE BILL:**

\_\_\_\_\_  
**FOREPERSON**

\_\_\_\_\_  
**PATRICK L. MEEHAN**  
**United States Attorney**